

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

James Kenneth Mize,

Plaintiff

V.

Chuck Hagel,

Defendant

Case No.: 2:14-cv-1113-JAD-NJK

Order Adopting Report and Recommendation [#4] and Denying Petitioner's Application to Proceed IFP [#3]

Magistrate Judge Nancy Koppe entered a Report and Recommendation on July 18, 2014, recommending denial of Plaintiff James Kenneth Mize's application for leave to proceed *in forma pauperis*. Doc. 3, 4. Objections were due August 4, 2014. Mize has filed no objection.¹ “[N]o review is required of a magistrate judge’s report and recommendation unless objections are filed.” *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003). See also *Thomas v. Arn*, 474 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

Accordingly, and with good cause appearing,

It is hereby ORDERED that Magistrate Judge Koppe's Report and Recommendation [Doc. 4] is ACCEPTED:

IT IS FURTHER ORDERED that Petitioner's application to proceed *in forma pauperis* [Doc. 3] is DENIED. Petitioner must pay the filing fee of \$350.00 and the administrative fee of \$50.00 (for a total of \$400.00) in the next 20 days in order to maintain this action. Petitioner is cautioned that his failure to pay the full \$400.00 within the next 20 days may result in the dismissal

¹ Mize filed a motion for appointment of counsel, dated August 2, 2014. Doc. 5. Magistrate Judge Koppe denied this motion as premature. Doc. 6.

1 of this action with prejudice without further prior notice.

2 DATED August 15, 2014.

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JENNIFER A. DORSEY
UNITED STATES DISTRICT JUDGE